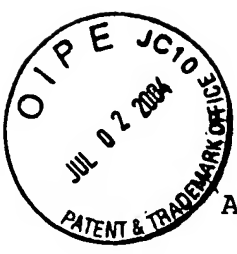


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ABP 1129-KFM  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : KLAUS FALLAK and CARMELO LEONE  
Serial No. : 10/816,669  
Filed : April 2, 2004  
For : ELETRONIC THROTTLE CONTROL SYSTEM FOR  
MOTOCYCLES  
Art Unit : 3754  
Customer No. : 010037

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June 30, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT

In accordance with 37 CFR §1.56 and §1.97(b), the applicants wish to call the attention of the Examiner to the references listed on the attached Form PTO-1449. Copies of these references are submitted herewith.

German Patent Application No. DE 195 47 408

German Patent Application No. G 87 17 587.8

U.S. Patent No. 6,276,230

European Patent Application No. EP 1 338 502

Japanese Patent Abstract Publication No. 04254278

German Patent Application No. DE 197 16 985

International Patent Publication No. WO 03/038379

The aforementioned references were cited in the "Background of the Invention" section of the present application. Accordingly, no further discussion is believed to be necessary.

German Patent Application No. 297 22 013

Japanese Patent Abstract Publication No. 06344968

German Patent Application No. 100 27 193

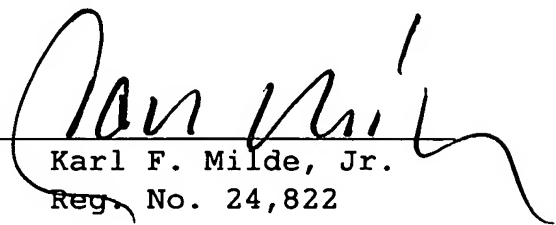
German Patent No. NR 170684

The aforementioned references are believed to be relevant, but not material, to the claims of this application.

Applicant respectfully requests that this prior art be considered during the examination of this application.

No action has issued in the above-identified application therefore, it is respectfully submitted that no fee is due at this time under 37 CFR §1.97(b).

Respectfully submitted,

By   
Karl F. Milde, Jr.  
Reg. No. 24,822

MILDE & HOFFBERG, LLP  
10 Bank Street - Suite 460  
White Plains, NY 10606

(914) 949-3100

I hereby certify that this correspondence is being deposited with the United States Postal Services as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, DC 20231 on

JUNE 30, 2004

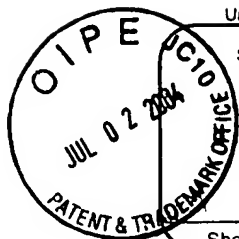
MILDE & HOFFBERG, LLP

By 

Date JUNE 30, 2004

**Complete if Known**

|                        |               |
|------------------------|---------------|
| Application Number     | 10/816,669    |
| Filing Date            | April 2, 2004 |
| First Named Inventor   | Klaus Fallak  |
| Art Unit               | 3754          |
| Examiner Name          |               |
| Attorney Docket Number | ABP 1129-KFM  |



# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

*(Use as many sheets as necessary)*

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|-------|---|----|---|
| Sheet | 1 | of | 2 |
|-------|---|----|---|

## U. S. PATENT DOCUMENTS

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## FOREIGN PATENT DOCUMENTS

| FOREIGN PATENT DOCUMENTS |                       |   |                  |   |   |                |
|--------------------------|-----------------------|---|------------------|---|---|----------------|
| Examiner Initials*       | Cite No. <sup>1</sup> | Foreign Patent Document   | Publication Date | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear | T <sup>6</sup> |
|                          |                       | Country Code <sup>3</sup> *Number <sup>4</sup> *Kind Code <sup>5</sup> (if known) | MM-DD-YYYY       |   |   |                |
|                          |                       | DE 185 46 408 A1  | 12-19-1995       | APEL  |   |                |
|                          |                       | G 87 17 587.8   | 10-28-1987       | ZEDDIES   |   |                |
|                          |                       | EP 1 338 502 A1   | 02-25-2003       | SAMOTO ET AL                                    |   |                |
|                          |                       | DE 197 16 985 A1  | 04-23-1997       | APEL  |   |                |
|                          |                       | WO 03/038379 A1   | 05-08-2003       | JONES ET AL                                     |   |                |
|                          |                       | JP 04254278 A   | 02-01-1991       | SATOSHI   |   |                |

|                       |  |                    |  |
|-----------------------|--|--------------------|--|
| Examiner<br>Signature |  | Date<br>Considered |  |
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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**Complete if Known**

|                        |               |
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| Application Number     | 10/816,669    |
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| First Named Inventor   | Klaus Fallak  |
| Art Unit               | 3754          |
| Examiner Name          |               |
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|-------|---|----|---|
| Sheet | 2 | of | 2 |
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## U. S. PATENT DOCUMENTS

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**FOREIGN PATENT DOCUMENTS**

| Examiner Initials* | Cite No. <sup>1</sup> | Foreign Patent Document   | Publication Date | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear | T <sup>2</sup> |
|--------------------|-----------------------|---|------------------|---|---|----------------|
|                    |                       | Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known) | MM-DD-YYYY       |   |   |                |
|                    |                       | DE 297 22 013 U1  | 12-12-1997       | GIANT MFG. CO.                                  |   |                |
|                    |                       | JP 06344968 A   | 12-20-1994       | AKIHIKO   |   |                |
|                    |                       | DE 100 27 193 A1  | 12-06-2001       | HIRTH ET AL                                     |   |                |
|                    |                       | NR 170684   | 08-30-1950       | SCHNEIDER                                       |   |                |
|                    |                       |   |                  |   |   |                |
|                    |                       |   |                  |   |   |                |

|                       |  |                    |  |
|-----------------------|--|--------------------|--|
| Examiner<br>Signature |  | Date<br>Considered |  |
|-----------------------|--|--------------------|--|

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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